(35)

HIGH COURT OF CHHATTISGARH, BILASPUR

W.P.(C) No.4336/2007

PETITIONER		Dilip Kumar, aged about 30 years, s/o Surit Ram Suryavanshi, Panch, Ward No.4, Gram Panchayat Muru, Tah.Takhatpur, Dist Bilaspur (C.G.).
		Versus
NON-APPLICANT	1.	State of Chhattisgarh, through, the Secretary, Panchayat and Rural Development, D.K.S.Bhawan, Raipur (C.G)
	2.	The Collector, Bilaspur (C.G)
	3.	The Chief Executive Officer, Jila Panchayat, Bilaspur (C.G)
	4.	Sub-Divisional Officer (Revenue), Kota Distt. Bilaspur (C.G)
	5.	The Chief Executive Officer, Janpad Panchayat, Takhatpur, Distt. Bilaspur (C.G)
	6.	Bhagwat Pathari, aged about 25 years, s/o Antu Pathari, Sarpanch, Gram Panchayat Muru, Tah. Takhatpur, Distt. Bilaspur (C.G)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Appearance:

Shri Ravindra Agrawal, counsel for the Petitioner.

Shri Yashwant Singh, Govt. Advocate, for the State on advance copy

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ORAL ORDER
(26.07.2007)

SUNIL KUMAR SINHA, J.

Heard.

Learned counsel for the petitioner submits that inspite of a report submitted by the Chief Executive Officer, Janpad Panchayat (Annexure P-2), no action has been taken against the Sarpanch

and the action has been taken only against the Secretary. This is the only grievance raised by the petitioner in this petition.

In the opinion of this court, no direct action appears to be reasonable. However, in view of the provisions of section 40 of the Panchayat Raj Adhiniyam 1993, the petitioner may raise his grievance before the concerned authority, who shall dispose of the application filed by the petitioner in this regard keeping in mind the provisions of Section 40 of the said Act.

With the aforesaid observations, this petition stands finally disposed of at the motion stage itself.

Sd/-
Sunil Kumar Sinha
Judge

Rao